

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 34341

STATE OF IDAHO,	)	2008 Unpublished Opinion No. 518
	)	
Plaintiff-Respondent,	)	Filed: June 23, 2008
	)	
v.	)	Stephen W. Kenyon, Clerk
	)	
MICHAEL WAYNE MANUEL aka	)	THIS IS AN UNPUBLISHED
TATTOO MIKE,	)	OPINION AND SHALL NOT
	)	BE CITED AS AUTHORITY
Defendant-Appellant.	)	
	)	

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Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Cheri C. Copsey, District Judge.

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of three years, for felony driving under the influence, affirmed.

Molly J. Huskey, State Appellate Public Defender; Jason C. Pintler, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

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PER CURIAM

Michael Wayne Manuel aka Tattoo Mike pled guilty to felony driving under the influence. I.C. §§ 18-8004, 18-8005(5). In exchange for his guilty plea, the state agreed not to pursue an allegation that Manuel was a persistent violator. The district court sentenced Manuel to a unified term of ten years, with a minimum period of confinement of three years, to run concurrent with an unrelated sentence. Manuel appeals.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho

722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Manuel's judgment of conviction and sentence are affirmed.